IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 654 OF 2002
IN
SECOND APPEAL NO. 465 OF 2002

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

---

CORAM: P.V. KAKADE, J.

DATED: 5TH AUGUST, 2005

P.C.:

1. Heard learned counsel for the applicant. None present for the respondents though served. Perused the order dated 7.7.1999 passed by the Civil Judge, Sr.Divn., Solapur, as well as the order passed by the Addl. District Judge, Solapur, dated 30.4.2002 modifying the Trial Court's order. The appeal is filed in the year 2002 and since then the applicant is protected by ad-interim relief.

2. Since the respondents have not filed any affidavit in reply and the fact that the lower Court's orders are mandatory in nature, it would be just and proper on the

part of this Court to stay the orders pending the appeal.

3. In the result, the application is allowed in terms of prayer clause (b) and stands disposed of.

.....